

# INFORMATION SHEET

## DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY vs. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: U.S. Army Corps of Engineers, Sacramento District

FILE NUMBER: 200550300

REGULATORY PROJECT MANAGER: Grady L. McNure

DATE: July 5, 2005

PROJECT REVIEW/DETERMINATION COMPLETED:

In the Office (y/n) N

At the project site (y/n) Y

Date: July 5, 2005

PROJECT LOCATION INFORMATION:

State: Utah

County: Washington

Center coordinates of site by latitude & longitude coordinates: Latitude 037° 07' 48.4", Longitude 113° 38' 26.6"

Approximate size of site/property (including uplands & in acres): 9 acres

Name of waterway or watershed: Tuacahn Wash

SITE CONDITIONS:

Type of aquatic resource <sup>1</sup>	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									√
Mudflat									√
Sandflat									√
Wetlands									√
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other Water (identify type)									

<sup>1</sup>Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors <sup>1</sup>	If Known		If Unknown (Use Best Professional Judgement)		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			√		
Is or would be used as habitat by other migratory birds that cross state lines?			√		
Is or would be used as habitat for endangered species?					√
Is used to irrigate crops sold in interstate commerce?		√			

<sup>1</sup>Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary √ Or Approved

ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 - site conditions; paragraphs 2-3 - rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 - site information on waters of the U.S. occurring onsite):

Santa Clara River is nearest waters of the US but subject wash does not have any apparent surface connection to the river.